

**REMARKS/ARGUMENTS**

Applicant elects, without traverse, Group I, including claims 1-49. Within the elected group, the examiner has made a species restriction between:

Species A as drawn to a catheter having a conductive cap and a flexible conductive member [claims 1-17];

Species B as drawn to a catheter having a closed tip and a flexible coil [claims 18-33];  
and

Species C as drawn to a catheter having a conductive cap and a flexible [conductive] coil [claims 34-49].

Applicant elects, with traverse, Species A, which is believed to include claims 1-17. Applicant respectfully traverses the species restriction as to Species A and Species C. Independent claim 1 of Species A recites a flexible conductive member whereas independent claim 34 of Species C recites a flexible conductive coil. It is respectfully submitted that a flexible conductive coil is a type of flexible conductive member such that the species are not mutually exclusive. Because a flexible conductive coil is one type of flexible conductive member, it is respectfully submitted that prior art applicable to Species A would likely be applicable to Species C. Therefore, it is respectfully submitted that there is no examination burden should the claims of Species A and Species C remain in the same application.

The non-elected claims of Groups II-VI and the non-elected claims of Species B have been cancelled. The non-elected claims of Species C have been withdrawn. Therefore, the instant response is believed to be a complete response to the restriction requirement.

Appl. No.: 10/797,958  
Amendment dated 22 August 2008  
Reply to Office action of 22 July 2008

Applicant has made a diligent effort to fully respond to the examiner's concern. An early Office action on the merits of claims 1-17 and claims 34-49 is respectfully requested.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "E L Pencoske". The signature is fluid and cursive, with the first and last names being more prominent.

Edward L. Pencoske  
Reg. No. 29,688  
Jones Day  
One Mellon Center  
500 Grant Street, Suite 3100  
Pittsburgh, PA, USA, 15219  
(412) 394-9531  
(412) 394-7959 (Fax)  
Attorneys for Applicant